



ENVIRONMENTAL QUALITY CONTROL BOARD
33 S. W. 2nd AVENUE
PH 2
MIAMI, FLORIDA 33130-1540
(305) 372-6754

CHAIRPERSON

Claire M. Bradshaw-Sidran, Ph.D.

MEMBERS

Robert S. Pope, Ph.D.
William E. Hopper, Ph.D.
Luis A. Prieto-Portar, Ph.D., P.E.
David A. Chin, Ph.D., P.E., DEE

SECRETARY

John W. Renfrow, P.E.

CLERK

Luisa G. Bilbao

PUBLIC NOTICE

ENVIRONMENTAL QUALITY CONTROL BOARD

AGENDA

Date: Thursday, February 12, 2004

Time: 1:30 P. M.

Place: Thomas Center
172 West Flagler Street
DERM Training Room
2nd Floor

**THE ENTRANCE TO THIS BUILDING IS LOCATED ON THE EAST SIDE OF S.W. 2nd AVENUE,
JUST SOUTH OF FLAGLER STREET**

1. **RAMARI CORPORATION** -- (CONTINUANCE) Request for variances from the requirements of Sections 24-12.1(4), 24-12.1(5), 24-12.1(10), 24-13(4) and 24-13(6) of the Code of Miami-Dade County, Florida. The request is to allow the use of the property for the storage of untreated marine pilings with ancillary administrative offices. The property is located within the wellfield protection area of the Northwest Wellfield and is served by an on-site drinking water supply well and a septic tank. The proposed land use may generate, store, use, discharge, dispose of, or handle hazardous materials, and may generate, dispose of, discharge or store liquid waste other than domestic sewage. Additionally, the proposed use is not one of the uses permitted by the Code within the aforesaid wellfield protection area. The property is located at the intersection of N.W. 122nd Avenue and N.W. 58th Street, Miami-Dade County, Florida.
2. **RINKER MATERIALS CORP.** – (CONTINUANCE) Request for a variance from the requirements of Section 24-12.1(11) of the Code of Miami-Dade County, Florida, or in the alternative, an extension of time to comply with condition No. 5 in Board Order No. 99-55 that granted the Petitioner a variance from the requirements of the aforesaid Code Section. Said condition requires that the subject property be connected to public water and public sanitary sewers. The property is located at 1200 N.W. 137th Avenue, Miami-Dade County, Florida.

3. **FLORIDA POWER & LIGHT COMPANY** --(CONTINUANCE) Appeal pursuant to the provisions of Section 24-6 of the Code of Miami-Dade County, Florida, of an action or decision by the Director of the Miami-Dade County Department of Environmental Resources Management (DERM). The Appellant is appealing a determination by the Director, said determination being the issuance of a certain Notice of Violation and Orders to Cease and Desist, concerning work without a permit in jurisdictional wetlands, on a property located at approximately S.W. 312th Street and 107th Avenue, Miami-Dade County, Florida.
4. **PELTON NURSERIES, INC.** --(CONTINUANCE) Appeal pursuant to the provisions of Section 24-6 of the Code of Miami-Dade County, Florida, of an action or decision by the Director of the Miami-Dade County Department of Environmental Resources Management (DERM). The Appellant is appealing a determination by the Director, said determination being the issuance of a certain Notice of Violation and Orders to Cease and Desist, concerning work without a permit in jurisdictional wetlands, on a property located at South of S.W. 280th Street and 107th Avenue, Miami-Dade County, Florida.
5. **JOSE A. LESTEIRO, NANCY A. LESTEIRO, ROBERTO LESTEIRO AND ANA MARIA LESTEIRO** – (CONTINUANCE) Request for a variance from the requirements of Section 24-12.1 of the Code of Miami-Dade County, Florida. The request is to allow the installation and operation of a spray paint booth on a property located within the average day pumping wellfield protection area of the Upper/Lower Miami Springs, Hialeah and John E. Preston wellfield complex. The proposed operation would use, generate, store, discharge, dispose of, or handle hazardous wastes. The property is located at 7150 N.W. 72nd Avenue, Miami-Dade County, Florida.
6. **JUAN CARLOS VILA** -- (CONTINUANCE) Request for variances from the requirements of Sections 24-13(4) and 24-13(6) of the Code of Miami-Dade County, Florida. The request is to allow the operation of plant nursery and the storage and repair of nursery equipment and vehicles, on a property served by an on-site drinking water supply well and a septic tank. The proposed land use would generate, dispose of, discharge or store liquid waste other than domestic sewage. The property is located at the N.E. corner of the intersection of N.W. 117th Avenue and theoretical N.W. 138th Street, Miami-Dade County, Florida.
7. **CRICKET CLUB CONDOMINIUM INC.** -- (CONTINUANCE) Appeal pursuant to the provisions of Section 24-6 of the Code of Miami-Dade County, Florida, of an action or decision by the Director of the Miami-Dade County Department of Environmental Resources Management (DERM). The Appellant is appealing a determination by the Director, said determination being, the denial of a temporary connection to the public sanitary sewer system in order to allow that the on-site sewage treatment plant be rehabilitated. The subject property is located at 1800 N.E. 114th Street, Miami-Dade County, Florida.
8. **MARCELO FERNANDES AND KELLIE HENLEY** -- (CONTINUANCE) Request for a variance from the requirements of Section 24-58 of the Code of Miami-Dade County, Florida. The request is to allow the construction of a dock upon tidal waters of Miami-Dade County. The proposed dock would be located on a place where it would not comply with the requirements of

the above noted Code Section. The property is located at 3523 N. Bayhomes Drive, Miami-Dade County, Florida.

9. **IMA-SUNSET REVOCABLE BUSINESS TRUST, A DELAWARE BUSINESS TRUST** – (CONTINUANCE) Request for a variance from the requirements of Section 24-12.1(5) of the Code of Miami-Dade County, Florida. The request is to allow the establishment and operation of a dry cleaners operation on a property located within the basic wellfield protection area for the Alexander Orr wellfield. The proposed operation would use, generate, store, discharge, dispose of, or handle hazardous materials. The property is located at 9995–9999 S.W. 72nd Street, Miami-Dade County, Florida.
10. **TREBLOC CORP.** -- (CONTINUANCE) Appeal pursuant to the provisions of Section 24-6 of the Code of Miami-Dade County, Florida, of an action or decision by the Director of the Miami-Dade County Department of Environmental Resources Management (DERM). The Appellant is appealing a factual determination by the Director, said determination being that the wetlands on the subject property are entirely coastal wetlands. The property is located at approximately S. W. 184th Street, along Old Cutler Road, Miami-Dade County, Florida.
11. **BERNARD CASERTA** -- (CONTINUANCE) Request for a variance from the requirements of Section 24-12.1(5) of the Code of Miami-Dade County, Florida. The request is to allow the continued operation of an existing aircraft hoses assembling facility on a property located within the average day pumpage wellfield protection area of the Miami Springs Upper, Miami springs Lower, John E. Preston and Hialeah wellfield complex. The existing operation uses, generates, stores, discharges, disposes of, or handles hazardous wastes. The property is located at 6900 N.W. 52nd Street, Miami-Dade County, Florida.
12. **KENDALL PROPETIES AND INVESTMENTS** -- (CONTINUANCE) Request for variances from the requirements of Sections 24-12.1(4), 24-12.1(5), and 24-12.1(10), 24-13(4) and 24-13(6) of the Code of Miami-Dade County Florida. The request is to allow the establishment and operation of a brick paver manufacturing facility, on a property located within the West Wellfield interim protection area. The proposed facility would use, generate, store, discharge, dispose of or handle hazardous materials; furthermore, the proposed land use is not one of the uses permitted by the Code within the aforesaid wellfield protection area. Additionally, the proposed facility would be served by an on-site drinking water supply well and a septic tank and would generate, dispose of, discharge or store liquid waste other than domestic sewage. The subject property is located at 5800 S.W. 177th Avenue, Miami-Dade County, Florida.
13. **AARON HERTZ** -- (CONTINUANCE) Request for a variance from the requirements of Section 24-13(3) of the Code of Miami-Dade County, Florida. The request is to allow the construction of a duplex residence that would be served by an on-site drinking water supply and a septic tank. The subject site does not comply with the minimum lot size requirements contained in the aforesaid Code Section. The property is located at 25374 S.W. 108th Ct, Miami-Dade County, Florida.
14. **RANCHO GUAJIRO CORP.** -- (CONTINUANCE) Request for variances from the requirements of Sections 24-13(4) and 24-13(6) of the Code of Miami-Dade County, Florida. The request is to allow the use of the subject property for parking and storage of trucks and heavy equipment and the storage of construction materials. The property is served by an on-site drinking water supply

well and a septic tank. The property is located on N.W. 12th Street, approximately 635 feet west of N.W. 137th Avenue, Miami-Dade County, Florida.

15. **MENHER CORP.** -- (CONTINUANCE) Request for an extension of time for compliance with the requirements of Sections 24-13(4) and 24-13(6) of the Code of Miami-Dade County, Florida. The request is to allow the construction of an industrial dry storage warehouse, on a property served by an on-site drinking water supply well and a septic tank. The property is located west of N.W. 137th Avenue, at theoretical N.W. 3rd Street, Miami-Dade County, Florida.
16. **VICTORIA R. FRANCO** -- (CONTINUANCE) Appeal pursuant to the provisions of Section 24-6 of the Code of Miami-Dade County, Florida, of an action or decision by the Director of the Miami-Dade County Department of Environmental Resources Management (DERM). The Appellant is appealing a determination by the Director, said determination being the issuance of a certain Notice of Violation and Orders to Cease and Desist, concerning work without a permit in jurisdictional wetlands, on a property located at South of S.W. 284th Street and 107th Avenue, Miami-Dade County, Florida.
17. **GUSTAVO ALMANDOZ** – (CONTINUANCE) Request for a variance from the requirements of Section 24-13(3) of the Code of Miami-Dade County, Florida. The request is to allow the construction of three (3) single family residences that would be served by on-site drinking water supply wells and septic tanks. The proposed single family residences would be built on three (3) proposed parcels of land that will each be composed of several individual platted lots. None of the proposed parcels of land will meet the lot size requirements contained in the aforesaid Code Section for single family residences served by on-site drinking water supply wells and septic tanks. The subject properties are located between S.W. 211th Street and S.W. 210th Terrace, approximately 184 feet west of S.W. 179th Avenue, Miami-Dade County, Florida.
18. **MIAMI-DADE COUNTY DEPARTMENT OF PARK & RECREATION** – Request for variances from the requirements of Sections 24-13(4) and 24-13 (6) of the Code of Miami-Dade County, Florida. The request is to allow the operation of a concession of at the Fruit & Spice Park. The concession would be to operate a Tea Room that would prepare and serve food and drinks. The site is served by an on-site drinking water supply well and a septic tank. The subject property is located at 18500 S.W. 248th Street, Miami-Dade County, Florida.
19. **MARIA A. JUELLE** – Request for a variance from the requirements of Section 24-13(3) of the Code of Miami-Dade County, Florida. The request is to allow the subdivision of a parcel of land into two lots. None of the proposed lots would comply with the minimum lot size requirements contained in the above noted Code Section. The subject property is located at 4190 S.W. 84th Avenue, Miami-Dade County, Florida.
20. **SYLVESTER PREDELUS AND MARIE PREDELUS** – Request for variances from the requirements of Sections 24-13(4) and 24-13(6) of the Code of Miami-Dade County. The request is to allow the establishment and operation of a take-out restaurant on a property served by public water and a septic tank. The proposed take-out restaurant would exceed the sewage loading requirements contained in the Code. The property is located at 15327 N.W. 7th Avenue, Miami-Dade County, Florida.

21. **ERICK MARK MARTINEZ** -- Request for a variance from the requirements of Section 24-58 of the Code of Miami-Dade County, Florida. The request is to allow the construction of a dock upon tidal waters of Miami-Dade County. The proposed dock would be located on a place where it would not comply with the requirements of the above noted Code Section. The property is located at 1330 Bay Drive, Miami Beach, Florida.
22. **BAY ESTATES AT PINETREE DRIVE, L. L. C.** -- Request for a variance from the requirements of Section 24-58 of the Code of Miami-Dade County, Florida. The request is to allow the construction of a dock upon tidal waters of Miami-Dade County. The proposed dock would be located on a place where it would not comply with the requirements of the above noted Code Section. The property is located at 5655 Pinetree Drive, Miami Beach, Florida.
23. **PENINSULA 15250 SW DADE, LLC** -- Request for a variance from the requirements of Section 24-13(3) of the Code of Miami-Dade County, Florida. The request is to allow the subdivision of a parcel of land into seven lots; two of the proposed lots would not comply with the minimum lot size requirements contained in the above noted Code Section. The subject property is located at 15250 S.W. 160th Street, Miami-Dade County, Florida.

OTHER MATTERS:

Other items at the discretion of the Environmental Quality Control Board. For additional information, please call Luisa Bilbao at (305) 372-6754.